

### EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Attorney Tim Scull on 03/17/2008.

The application has been amended as follows:

27. A computer storage media ~~-readable medium~~ having computer executable instructions, comprising,

accessing an online source to obtain information related to available updates and information related to unavailable updates;

caching the information, the information including information as to the availability cached in a first cache storage location .and the unavailability of updates cached in a second cache, storage, location;

receiving a request directed to whether a particular update is available for download from the online source; and

accessing the cache to determine whether the particular update is available or is not available for download from the online source.

28. The computer- ~~storage media~~ ~~readable medium~~ of claim 27 wherein the online source is accessed via an Internet site.

29. The computer- ~~storage media~~ ~~readable medium~~ of claim 27 wherein the cache indicates that the particular update is available, and further comprising, downloading the update.

30. The computer- ~~storage media~~ ~~readable medium~~ of claim 27 wherein the cache indicates that the particular update is available, and further comprising, persisting information corresponding to the update for later download of the update.

2. Claims 1 – 30 are allowed.

### ***Information Disclosure Statement***

3. The information disclosure statement (IDS) submitted on 08/01/2007, 12/27/2007 and 01/04/2008 was filed after the mailing date of the Notice of Allowance on 09/27/2007. The submission is in compliance with the provisions of 37 CFR 1.97. Accordingly, the information disclosure statement is being considered by the examiner.

### ***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to DAVID E. ENGLAND whose telephone number is (571)272-3912. The examiner can normally be reached on Mon-Thur, 7:00-5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nathan J. Flynn can be reached on 571-272-1915. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

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